IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.31629 of 2008
GAURAB KUMAR @ GAURAV KUMAR
Versus
THE STATE OF BIHAR

02/ 20.08.2008 Heard.

The case is under Section 394 of the IPC, in which the petitioner is not named in the FIR, but he is in custody since 31st of August, 2007. If one could go through the order drafted by the learned Judge, one could not really apprehend as to what act the learned Sessions Judge was driving. There does not appear any tangible material against the petitioner nor there is any recovery of the theft property.

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Regard being had to the facts indicated above, let petitioner Gaurab Kumar @ Gaurav Kumar be released from custody on furnishing a personal recognition bond of Rs. 500/- (five hundred) only without any surety to the satisfaction of Sri R.K.Rai, Judicial Magistrate, Ist Class, Khagaria in connection with Khagaria (Chitragupta Nagar) P.S. Case No. 357 of 2007 (G.R.No. 1077 of 2007).

DKS/ **(Dharnidhar Jha, J)**